



# PUBLIC NOTICE

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**Federal Communications Commission  
445 12th St., S.W.  
Washington, D.C. 20554**

**DA 03-283  
January 29, 2003**

**COMMENTS INVITED ON TLX COMMUNICATIONS, INC. D/B/A  
TEL AMERICA AND ADVANCED TEL, INC. D/B/A EATEL APPLICATION TO  
DISCONTINUE DOMESTIC TELECOMMUNICATIONS SERVICES**

**Comp. Pol. File No. 629**

**Comments Due: February 12, 2003**

**Section 214 Application**

**Applicants: TLX Communications, Inc. d/b/a Tel America and Advanced Tel, Inc.,  
d/b/a Eatel**

On **December 20, 2002**, **TLX Communications, Inc. (TLX)** and **Advanced Tel, Inc. (Advanced Tel)** (together Applicants) located at **913 South Burnside Avenue, Gonzales, Louisiana 70737-4258** filed an application with the Federal Communications Commission (FCC or Commission), requesting authority under section 214(a) of the Communications Act of 1934, as amended, 47 U.S.C. § 214(a), and section 63.71 of the Commission's rules, 47 C.F.R. § 63.71, to discontinue the provision of interstate service to selected markets.

The application states that the Applicants are affiliated corporations, and seek to streamline their respective operations by discontinuing services in Colorado, Virginia and Missouri, where there exist few or no subscribers. The application states that those few customers affected by this proposal will be able to migrate to one of many other service providers in a timely manner.

The application indicates that Advanced Tel does not have customers in the specified markets, but that TLX mailed notices to its customers in Colorado and Missouri on October 8, 2002 and to its customers in Virginia on October 9, 2002. In these notices, TLX stated that the service discontinuance would occur on or about December 9, 2002, however, TLX continues to provide service to these customers, pending Commission approval of its discontinuance application.

In accordance with 47 C.F.R. § 63.71(c), the application will be deemed to be automatically granted on the thirty-first (31<sup>st</sup>) day after the release date of this notice, unless the Commission has notified Applicants that the grant will not be automatically effective. The Commission will normally authorize proposed discontinuances of service unless it is shown that customers or other end users would be unable to receive service or a reasonable substitute from another carrier, or that the public convenience and necessity would be otherwise adversely affected.

This proceeding is considered a “permit but disclose” proceeding for purposes of the Commission's *ex parte* rules.<sup>1</sup> Comments objecting to this application must be filed with the Commission on or before **February 12, 2003**. Such comments should refer to **Comp. Pol. File No. 629**. Comments should include specific information about the impact of this proposed discontinuance on the commenter, including any inability to acquire reasonable substitute service. The original and four (4) copies of the comments should be sent to the Office of the Secretary, Federal Communications Commission, 445 12<sup>th</sup> Street, S.W., Room TW-A325, Washington, DC 20554. Two (2) copies of the comments should also be sent to the Competition Policy Division, Wireline Competition Bureau, Federal Communications Commission, 445 12<sup>th</sup> Street, S.W., Room 6-A207, Washington, DC 20554, Attention: Carmell Weathers. In addition, comments should be served upon the Applicants. Commenters are also requested to fax their comments to the FCC at (202) 418-2345, Attention: Carmell Weathers.

Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). The Commission's contractor, Vistrionix, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, S.W., Washington, D.C. 20554. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

The application will be available for review and copying during regular business hours at the FCC Reference Center, Portals II, 445 12<sup>th</sup> Street, S.W., Room CY-A257, Washington, DC 20554, (202) 418-0270. A copy of the application may also be purchased from the Commission's copy contractor, Qualex International, Portals II, 445 12<sup>th</sup> Street, S.W., Room CY-B402, Washington, DC, 20554, telephone (202) 863-2893, facsimile (202) 863-2898, or via e-mail at [qualexint@aol.com](mailto:qualexint@aol.com).

For further information, contact Carmell Weathers, (202) 418-2325 (voice), [cweather@fcc.gov](mailto:cweather@fcc.gov), or Rodney McDonald, (202) 418-7513 (voice), [rlmcdona@fcc.gov](mailto:rlmcdona@fcc.gov), of the

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<sup>1</sup> See generally 47 C.F.R. §§ 1.1200 - 1.1216.

**-FEDERAL COMMUNICATIONS COMMISSION-**

Competition Policy Division, Wireline Competition Bureau. The TTY number is (202) 418-0484. For further information on procedures regarding Section 214 please visit [http://www.fcc.gov/wcb/cpd/other\\_adjud](http://www.fcc.gov/wcb/cpd/other_adjud).

